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13281 U.S. PTO

March 10, 2004

19270 U.S. PTO

10/796166



031004

**MAIL STOP PATENT APPLICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: Continuation Application of Application No. 09/330,262  
Inventors: THEVELEIN, Johan, GORWA Marie-Françoise, VAN DIJCK  
Patrick, DUMORTIER Françoise, TEUNISSEN Aloys, LEMAIRE Katleen,  
COLAVIZZA Didier, VERSELE Matthias, and LOIEZ Annie  
Title: NEW STRAINS "FIL", STRESS-RESISTANT UNDER  
FERMENTATION AND/OR GROWTH CONDITIONS  
Assignee: **LESAFFRE ET CIE**  
Our Ref: Q80427

Dear Sir:

This is a request for a Continuation Application of pending prior Application No. 09/330,262 (Confirmation No. 9212) filed June 11, 1999 of THEVELEIN, Johan, GORWA Marie-Francoise, VAN DIJCK Patrick, DUMORTIER Françoise, TEUNISSEN Aloys, LEMAIRE Katleen, COLAVIZZA Didier, VERSELE Matthias, and LOIEZ Annie entitled NEW STRAINS "FIL", STRESS-RESISTANT UNDER FERMENTATION AND/OR GROWTH CONDITIONS.

This application is being filed under 37 C.F.R. § 1.53(b). Enclosed is a specification, including the claims and abstract, 12 sheet(s) of drawings, and a copy of the Declaration as filed in the prior application. Also enclosed is an Information Disclosure Statement and Preliminary Amendment.

Applicants note that correspondence regarding this continuation application should be directed SUGHRUE MION, PLLC the address filed under U.S.P.T.O. Customer No. 23373 for SUGHRUE MION, PLLC in accordance with the attached copy of the Revocation and Appointment of Attorneys filed in parent application No. 09/330,262 on January 14, 2004 and accepted by the USPTO as evidenced by the attached copy of the Notice of Acceptance of Power of Attorney mailed on February 2, 2004.

The prior application is assigned to Group Art Unit 1636.



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SUGHRUE MION, PLLC

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Commissioner for Patents

Page 2

Priority is claimed from:

<u>Country</u>	<u>Application No</u>	<u>Filing Date</u>
France	98 07463	June 12, 1998

The priority document(s) were filed in parent Application No. 09/330,262.

The Government filing fee is calculated as follows:


Total claims	<u>55</u> - 20	=	<u>35</u>	x	\$18.00	=	<u>\$630.00</u>
Independent claims	<u>14</u> - 3	=	<u>11</u>	x	\$86.00	=	<u>\$946.00</u>
Base Fee							\$770.00
Multiple Claim Fee							290.00
<b>TOTAL FILING FEE</b>							<b><u>\$2,636.00</u></b>

Please charge Deposit Account No. 19-4880 for statutory fee of \$2,636.00. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this transmittal letter is attached.

A Petition and payment for an extension of time is being filed concurrently herewith in Application No. 09/330,262. The application is timely filed.

Respectfully submitted,

SUGHRUE MION, PLLC  
Attorneys for Applicant

By   
Jennifer M. Hayes  
Registration No. 40,641

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WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER